

# In the United States Court of Federal Claims

## OFFICE OF SPECIAL MASTERS

No. 13-372V

December 1, 2014

Not to be Published

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MICHAEL BERGLUND,

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Petitioner,

\* Attorneys' fees and costs decision

\* based on Stipulation of Fact

v.

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SECRETARY OF HEALTH  
AND HUMAN SERVICES,

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Respondent.

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Paul S. Dannenberg, Huntington, VT, for petitioner.

Lisa A. Watts, Washington, DC, for respondent.

**MILLMAN, Special Master**

## DECISION<sup>1</sup>

On December 1, 2014, the parties filed a stipulation of fact in which they agreed on an appropriate amount for attorneys' fees and costs in this case.

Petitioner filed his Attorneys' Fees and Costs Application on November 14, 2014. During informal discussions, respondent raised objections to certain items in petitioner's application. Based on these objections, petitioner amends his application to reflect an amount for

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<sup>1</sup> Because this decision contains a reasoned explanation for the special master's action in this case, the special master intends to post this decision on the United States Court of Federal Claims's website, in accordance with the E-Government Act of 2002, Pub. L. No. 107-347, 116 Stat. 2899, 2913 (Dec. 17, 2002). Vaccine Rule 18(b) states that all decisions of the special masters will be made available to the public unless they contain trade secrets or commercial or financial information that is privileged and confidential, or medical or similar information whose disclosure would constitute a clearly unwarranted invasion of privacy. When such a decision is filed, petitioners have 14 days to identify and move to redact such information prior to the document's disclosure. If the special master, upon review, agrees that the identified material fits within the categories listed above, the special master shall redact such material from public access.

attorneys' fees and costs of \$18,000.00. In addition, petitioner requests reimbursement for \$400.00 in personal costs. Respondent does not object to these amounts. The undersigned finds these amounts to be reasonable. Accordingly, the undersigned awards:

**\$18,000.00**, representing reimbursement for attorneys' fees and costs. The award shall be in the form of a check made payable jointly to petitioner and Paul S. Dannenberg, Esq., in the amount of **\$18,000.00**, and

**\$400.00**, representing reimbursement for personal costs for petitioner Michael Berglund. The award shall be in the form of a check made payable to Michael Berglund in the amount of **\$400.00**.

In the absence of a motion for review filed pursuant to RCFC, Appendix B, the clerk of the court is directed to enter judgment herewith.<sup>2</sup>

**IT IS SO ORDERED.**

December 1, 2014

DATE

/s/ Laura D. Millman

Laura D. Millman

Special Master

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<sup>2</sup> Pursuant to Vaccine Rule 11(a), entry of judgment can be expedited by each party, either separately or jointly, filing a notice renouncing the right to seek review.